

012804

16138 U.S. PTO

97674.00009

PATENT

January 28, 2004

Basam E. Nabulsi
203-965-0601 Fax: 203-323-6513
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Prior Docket Number:	97674.00005
Prior Application:	10/089,969
Prior Examiner:	Sukman, Gabriel S.
Prior Art Unit:	3641

17497 USPTO 012804



Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a		continuation-in-part
	x	continuation
		divisional

application under 37 CFR 1.53 of prior patent application Serial No. 10/089,969 filed on August 22, 2002, entitled **HOT AIR BALLOON VENT**, by the following named inventor(s):

Full Name of Inventor	Family Name Kavanagh	First Given Name Phillip	Second Given Name Robert
Residence & Citizenship	City New South Wales 2080	State or Foreign Country Australia	Country of Citizenship Australia
Post Office Address	Post Office Address 10 Marina Close, Mount Kuring-Gai	City New South Wales 2080	State & Zip Code/Country Australia

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence, is, on the date shown below, being:

MAILING	FACSIMILE
<input type="checkbox"/> deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231.	<input type="checkbox"/> transmitted by facsimile to the Patent and Trademark Office.
<input checked="" type="checkbox"/> deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. EXPRESS MAIL #EV407111789US	DATE: January 28, 2004  Joan Simmons

1. The specification (fifteen (15) pages) and one (1) sheet of figures (Fig. 1) are enclosed.

2. A preliminary amendment (___ pages) is enclosed. By way of this Preliminary Amendment, Claims ___ are remaining.

3. The filing fee is calculated on the basis of the claims existing in the prior application as *amended at 2 above*.

4. The filing fee is calculated on the basis of the claims existing in the subject application.

5. This application is directed to non-elected subject matter initially presented in parent application.

Large Entity

Claims	(1) For	(2) Number filed	(3) Number extra	(4) Rate	(5) Calculations
Total Claims	- 20	0	X \$ 18.00	\$	
Independent Claims	- 3	0	X \$ 86.00	\$	
Multiple Dependent Claim(s) (if applicable)			+ \$ 290.00	\$	
		Basic Fee		+ \$ 770.00	
		Total of above Calculations =		\$	
			Other	\$	
			TOTAL	\$0.00	

Small Entity

Claims	(1) For	(2) Number filed	(3) Number extra	(4) Rate	(5) Calculations
Total Claims	7- 20	0	X \$ 9.00	\$ 0.00	
Independent Claims	3- 3	0	X \$ 43.00	\$ 0.00	
Multiple Dependent Claim(s) (if applicable)			+ \$ 145.00		
		Basic Fee		\$ 385.00	
		Total of above Calculations =		\$	
			Other	\$	
			TOTAL	\$385.00	

<input checked="" type="checkbox"/>	The Commissioner is hereby authorized to charge the required filing fee of \$385.00 and any additional fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 501402. A duplicate copy of this sheet is enclosed.
	A copy of the prior Declaration (executed) and a subsequent Revocation of Prior Powers of Attorney (executed) are enclosed.
	Amend the specification by changing the first sentence to read:

This application is a		continuation-in-part
	<input checked="" type="checkbox"/>	continuation
		divisional

<input checked="" type="checkbox"/>	This application claims the benefit of small entity status.
<input checked="" type="checkbox"/>	Priority of U.S. application Serial No. 10/089,969 filed August 22, 2002, which claims priority from PCT/AU00/01224, filed October 9, 2000, which claims priority from Australian patent application PQ 3324 filed October 8, 1999 and Australian patent application PQ 3564 filed October 21, 1999, which are claimed under 35 U.S.C. 119(e) and 120.
	Priority of U.S. provisional patent application Serial No. _____ filed on _____ is claimed under 35 U.S.C. 119(e)
	The Prior Application is assigned of record to: a copy of the Certificate under 37 CFR 3.73 is attached hereto.
<input checked="" type="checkbox"/>	A copy of the executed Declaration, Power of Attorney, and Petition of the prior application is enclosed.
<input checked="" type="checkbox"/>	Also enclosed: Certificate of Express Mail; and return postcard.

Address all future communications to:

Basam E. Nabulsi
 McCARTER & ENGLISH, LLP
 Four Stamford Plaza
 107 Elm Street
 Stamford, CT 06902
 203-965-0601

Dated: January 28, 2004

Basam E. Nabulsi
 Registration No. 31,645
 McCARTER & ENGLISH, LLP
 Four Stamford Plaza
 107 Elm Street
 Stamford, CT 06902
 203-965-0601 (Direct line)

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Phillip Robert Kavanagh)
)
)
 Serial No.: 10/089,969) Examiner: Sukman, Gabriel S.
)
)
 Filing Date: August 22, 2002) Art Unit: 3641

 Title: **Hot Air Balloon Vent**

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION
 OF TIME UNDER 37 C.F.R. 1.136(a)(1)**

Sir:

Applicant hereby requests a three-month extension of time in which to respond to an Office Action mailed July 28, 2003 in connection with the above-referenced patent application. With the extension, the deadline for response is January 28, 2004. Applicant claims small entity status. The Commissioner is authorized to charge the required small entity fee of \$475.00 and any additional fees due or credit any overpayment to Deposit Account No. 501402. A duplicate copy of this sheet is enclosed.

02/02/2004 RADDFO1 00000023 501402 10089969
 01 FC:2253 475.00 DA

Respectfully submitted,



Basam E. Nabulsi, Reg. No. 31,645
 Attorney for Applicant(s)
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 Four Stamford Plaza
 107 Elm Street
 Stamford, CT 06902

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail in an envelope addressed to:
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**CHANGE OF
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Application

Address to:
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Application Number	10/089,969
Filing Date	8/22/2002
First Named Inventor	Kavanagh, P.
Art Unit	3641
Examiner Name	Sukman, Gabriel S.
Attorney Docket Number	97674.00005

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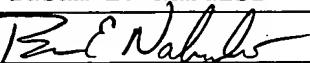
<input type="checkbox"/> Firm or Individual Name	McCarter & English, LLP				
Address	Four Stamford Plaza				
Address	107 Elm Street				
City	Stamford	State	CT	Zip	06460
Country	United States of America				
Telephone	203-324-1800	Fax	203-323-6513		

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I am the:

- Applicant/Inventor
- Assignee of record of the entire interest.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- Attorney or Agent of record. Registration Number 31,645
- Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Typed or Printed Name Basam E. Nabulsi

Signature 

Date January 28, 2004 Telephone 203-965-0601

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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